

PATENT

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Kathy M. Grunfeld
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
DANIEL C. SAWYER et al.) Group Art Unit 1775
)
Serial No. 10/645,719) Examiner Daniel H. Miller
)
Filed: August 20, 2003) Confirmation No. 8127
)
For: MULTI-LAYERED SPORTS) Attorney Docket 1-28861
PLAYING FIELD WITH A WATER)
DRAINING, PADDING LAYER)

Commissioner For Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

REQUEST FOR RECONSIDERATION

Honorable Sir:

Reconsideration of the above-identified application is respectfully requested in light of the following remarks.

REMARKS

At the outset, it should be noted that the Examiner has failed to state any rejection regarding Claim 5. Thus, unless this claim is allowable, the final rejection must be withdrawn to permit a non-final rejection of Claim 5 to be instituted.

Additionally, the Examiner has rejected independent Claim 1 as being obvious in view of the combined teachings of the Spinney, Jr. et al. and Bainbridge et al. references. This rejection is respectfully traversed.